

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

NEW ENGLAND CARPENTERS )  
HEALTH BENEFITS FUND; PIRELLI )  
ARMSTRONG RETIREE MEDICAL )  
BENEFITS TRUST; TEAMSTERS )  
HEALTH & WELFARE FUND OF )  
PHILADELPHIA AND VICINITY; )  
PHILADELPHIA FEDERATION OF )  
TEACHERS HEALTH AND WELFARE )  
FUND; DISTRICT COUNCIL 37, )  
AFSCME HEALTH & SECURITY )  
PLAN; JUNE SWAN; MAUREEN )  
COWIE and BERNARD GORTER )  
 )  
Plaintiffs, )  
 )  
vs. )  
 )  
FIRST DATABANK, INC., a Missouri )  
Corporation; and MCKESSON )  
CORPORATION, a Delaware )  
Corporation, )  
 )  
Defendants. )

C.A. No. 1:05-CV-11148-PBS

**MOTION TO APPEAR *PRO HAC VICE* FOR DAVID A. BALTO**

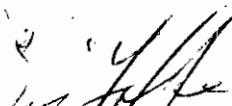
Counsel for the National Community Pharmacists Association (“NCPA”) moves, pursuant to L.R. 83.5.3(b), that the Court admit David A. Balto, a member of the bar of the District of Columbia, *pro hac vice* to appear and practice in this Court for all purposes in the above captioned matter.

As grounds for this motion, counsel states the following:

1. David A. Balto is the principal of the Law Offices of David Balto, 2600 Virginia Ave, N.W., Suite 1111, Washington, D.C. 20037. He is acting as outside counsel to the National Community Pharmacists Association. He is a member in good standing of the bar of every jurisdiction in which he has been admitted to practice.

2. Eric L. Yaffe of the firm of Gray, Plant, Mooty, Mooty & Bennett, P.A., a member of the bar of this court, respectfully moves for the approval of the Certification of David A. Balto to appear and practice *pro hac vice*, hereto attached and incorporated.

DATED: February 25, 2008

By   
Eric L. Yaffe (MA # 548185)  
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FIRST DATABANK, INC., a Missouri )  
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Corporation, )  
Defendants. )

**CERTIFICATE OF DAVID A. BALTO IN SUPPORT OF  
MOTION TO APPEAR AND PRACTICE *PRO HAC VICE***

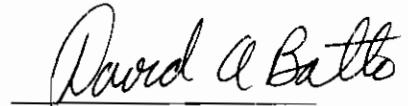
Puruant to Rule 83.5.3 of the Local Rules of the District of Massachusetts, David A. Balto, hereby applies for admission to practice in the District of Massachusetts on a *pro hac vice* basis on behalf of the National Community Pharmacist Association (“NCPA”) in the above-entitled action.

In support of this application, I certify under oath that:

1. I am a member in good standing of the bar of the District of Columbia.

2. I am an attorney admitted to practice before the State Courts of the District of Columbia and the United States District for the District of Arizona.
3. There are no disciplinary proceedings pending against me in any jurisdiction.
4. I have read and am familiar with the Local Rules of the United States District Court for the District of Massachusetts.

Certified this 19 day of February, 2008.



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**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the above document was served upon the attorney of record for each other party by Federal Express on February 25, 2008, as follows:

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Dated: February 25, 2008

  
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